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[10191/2045]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s)

Markus LEUZ et al.

Serial No. -

To Be Assigned 10/030,888

Filed

Herewith

For

DEVICE AND METHOD FOR CONTROLLING AN

INTERNAL COMBUSTION ENGINE HAVING AN

EXHAUST TREATMENT SYSTEM

Examiner

To Be Assigned D. Train

Art Unit

To Be Assigned 3748

Assistant Commissioner for Patents Washington, D.C. 20231

PRELIMINARY AMENDMENT

SIR:

Kindly amend the above-identified application before examination, as set forth below.

IN THE SPECIFICATION AND ABSTRACT:

In accordance with 37 C.F.R. § 1.121(b)(3), a Substitute Specification (including the Abstract, but without claims) accompanies this response. It is respectfully requested that the Substitute Specification (including Abstract) be entered to replace the Specification of record.

IN THE CLAIMS:

On the first page of claims, first line, change "What is claimed is" to -- WHAT IS CLAIMED IS: --.

Please cancel, without prejudice, claims 1 to 9 in the underlying PCT application. Please also cancel, without prejudice, claims 1 to 7 in the annex to the International Preliminary Examination Report.

NY01 416856 v 2